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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Coruzzi et al.

Application No.: 09/605,521

Filed: June 27, 2000

For: TRANSGENIC PLANTS THAT EXHIBIT
ENHANCED NITROGEN ASSIMILATION

Confirmation No.: 5147

Group Art Unit: 1635

Examiner: Jane Zara

Attorney Docket No.: 5914-083-999

#7/ Request
Correct
Inventor

**REQUEST FOR CORRECTION
OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

It is respectfully requested that above-identified application be amended pursuant to 37 C.F.R. § 1.48(a) to name the correct inventors. It has recently come to the attention of attorneys for Applicants that the invention presently claimed in the above-identified application pursuant to an Amendment and Response to Restriction Requirement under 37 C.F.R. § 1.142 being filed concurrently herewith was jointly invented by GLORIA CORUZZI, TIMOTHY BREARS and IGOR OLIVEIRA.

As presently understood by the undersigned, at the time the above-identified application was filed, IGOR OLIVEIRA was omitted without deceptive intention as co-inventor of the invention disclosed. The relevant subject matter to which IGOR OLIVEIRA contributed was claimed in prior co-pending and co-owned U.S. Application No. 08/987,237 filed December 9, 1997 which issued as patent number 6,107,547, U.S. Application No.

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08/319,176 filed October 6, 1994 (abandoned), and U.S. Application No. 08/132,334 filed October 6, 1993 (abandoned), applications to which the present application claims priority under 35 U.S.C. § 120. However, the relevant subject matter to which IGOR OLIVEIRA contributed was not encompassed by the allowed claims in the above-mentioned applications and issued patents.

In support of this Request and in accordance with 37 C.F.R. § 1.48(a), attached hereto are:

- (a) a Statement By Inventor To Be Added Pursuant To 37 C.F.R. § 1.48(a)(2) executed by IGOR OLIVEIRA on September 12, 2002 (Exhibit A);
- (b) a combined Supplemental Declaration and Power of Attorney, in three counterparts executed, by GLORIA CORUZZI, TIMOTHY BREARS and IGOR OLIVEIRA on October 10, 2002, September 9, 2002 and September 12, 2002, respectively (Exhibit B); and
- (c) a Consent By Assignee to Correction of Inventorship Pursuant To 37 C.F.R. § 1.48(a)(5) executed on October 3, 2002 by (Exhibit C).

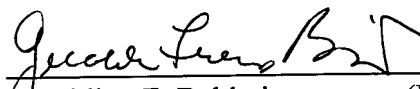
Inventors GLORIA CORUZZI and TIMOTHY BREARS assigned their rights in the above-identified application and invention to New York University in an Assignment which was recorded in the Office on January 5, 1995 at Reel 7334, Frame 560. A new Assignment from GLORIA CORUZZI, TIMOTHY BREARS and IGOR OLIVEIRA to New York University was executed on October 10, 2002, September 9, 2002 and September 12, 2002, respectively, and is being submitted for recordation concurrently herewith under separate cover. Accordingly,

all right, title and interest in, to and under the subject application and invention reside in New York University.

A fee of \$130.00 is believed to be due pursuant to 37 C.F.R. § 1.17(i). Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this request is enclosed.

Respectfully submitted,

Date October 3, 2002

 31,232
Geraldine F. Baldwin (Reg. No.)

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